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Date May 28, 2004

To Examiner Brian R. Gordon, Group Art Unit 1743, USPTO

Phone

Fax 703-872-9306

From Frank M. Gasparo

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Client/Matter No. 56154112-7

Re Application no. 09/873,522

Pages (w/cover) 7

Please see the attached. Thank you.

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PTO/SB/21 (32-04)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	05/073,522
Filing Date	6/4/2001
First Named Inventor	Richard E. Scordato
Art Unit	1743
Examiner Name	Brian R. Gordon
Attorney Docket Number	56154112-7

Total Number of Pages in This Submission


ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit(s)/Declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) Request for Continued Examination (RCE)
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Remarks

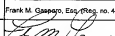
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Frank M. Gasparo, Esq. (Reg. no. 44,700)		
Signature			
Date	May 28, 2004		

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Frank M. Gasparo, Esq. (Reg. no. 44,700)			
Signature			Date	May 28, 2004

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**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003, Patent fees are subject to annual revision

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**805****Complete if Known**

Application Number **09/873,522**
 Filing Date **6/4/2001**
 First Named Inventor **Richard E. Scordato**
 Examiner Name **Brian R. Gordon**
 Art Unit **1743**
 Attorney Docket No. **56154112-7**

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number **02-0393**
 Deposit Account Name **Baker & McKenzie**

The Director is authorized to (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code	Fee Description	Fee Paid
1001 770	2001 385		Utility filing fee	
1002 340	2002 170		Design filing fee	
1003 530	2003 265		Plant filing fee	
1004 770	2004 385		Reissue filing fee	
1005 160	2005 80		Provisional filing fee	
SUBTOTAL (1) (\$)				

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee From	Fee Paid
Independent	-20** =	X	
Co-pending	-3** =	X	
Multiple Dependent			

Large Entity	Small Entity	Fee Code	Fee Description	Fee Paid
1202 18	2202 9		Claims in excess of 20	
1201 86	2201 43		Independent claims in excess of 3	
1203 290	2203 145		Multiple dependent claim, if not paid	
1204 86	2204 43		** Release independent claims over original patent	
1205 18	2205 9		** Release claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)				

*For number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code	Fee Description	Fee Paid
1051 130	2051 65		Surcharge - late filing fee or oath	
1052 50	2052 25		Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 65		Non-English specification	
1812 2,520	1812 2,520		For filing a request for ex parte reexamination	
1804 820*	1804 410*		* Requesting publication of SR prior to Examiner action	
1805 1,840*	1805 920*		* Requesting publication of SR after Examiner action	
1251 110	2251 55		Extension for reply within first month	
1252 420	2252 210		Extension for reply within second month	
1253 950	2253 475		Extension for reply within third month	
1254 1,480	2254 740		Extension for reply within fourth month	
1255 2,010	2255 1,005		Extension for reply within fifth month	
1401 330	2401 165		Notice of Appeal	
1402 330	2402 165		Filing a brief in support of an appeal	
1403 290	2403 145		Request for oral hearing	
1451 1,510	1451 1,510		Petition to initiate a public use proceeding	
1452 110	2452 55		Petition to revive - unworkable	
1453 1,330	2453 665		Petition to revive - unintentional	
1501 1,330	2501 665		Utility issue fee (or reissue)	
1502 480	2502 240		Design issue fee	
1503 640	2503 320		Plant issue fee	
1480 130	1480 130		Petitions to the Commissioner	
1807 50	1807 50		Processing fee under 37 CFR 1.17(g)	
1806 180	1806 180		Submission of Information Disclosure Sheet	
8021 40	8021 40		Recording each patent assignment per property (times number of properties)	
1809 770	2809 385		Filing a submission after final rejection (37 CFR 1.129(e))	
1810 770	2810 385		For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385		Request for Continued Examination (RCE)	
1802 900	1802 900		Recusal for expedited examination of a design application	

Other fee (specify):

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**805****SUBMITTED BY**Name (print/type) **Frank M. Gargano**Registration No. **44,700**

(Complete if applicable)

Telephone **212-751-5700**Signature **Frank M. Gargano**Date **5/28/2004****WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 805

Complete If Known

Application Number 09/873,522
Filing Date 6/4/2001
First Named Inventor Richard E. Scordato
Examiner Name Brian R. Gordon
Art Unit 1743
Attorney Docket No. 56154112-7

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

02-0393

Baker & McKenzie

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☒ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Change any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 585	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 100	2005 60	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims Independent Multiple Dependent	Extra Claims -20** = -3** =	Fees from below X X	Fee Paid

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 06	2201 43	Independent claims in excess of 3	
1203 290	2203 146	Multiple dependent claim, if not paid	
1204 06	2204 43	** Reissue independent claim over original patent	
1205 18	2205 9	** Reissue claim in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			

**or number previously paid. If greater. For Reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity / Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1012 2,520	1012 2,520	For filing a request for an extra examination	
1804 920*	1804 920*	Requesting publication of GIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of GIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 680	2253 475	Extension for reply within third month (475-55)	420
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavailed	
1453 1,330	2453 665	Petition to revive - unintentional	
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1502 490	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(a)	
1808 190	1808 190	Submission of Information Disclosure Sheet	
0921 40	8021 40	Recording cash patent assignment per property (name, number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	385
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 805

SUBMITTED BY

Name (Print/Type) Frank H. Casperito

Registration No. 44,700

(Complete if applicable)

Telephone 212-751-5700

Signature

Date

5/28/2004

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